



City of Albuquerque

Legislative File Number O-06-6 (version 2)

CITY of ALBUQUERQUE SEVENTEENTH COUNCIL

Amending ROA 1994, a Portion of the Animal Control Ordinance Regarding Facilities and Care Standards, to Delete Spatial Requirements for Certain Animal Permits (Mayer)

CITY of ALBUQUERQUE SEVENTEENTH COUNCIL

AMENDING SECTION 9-2-4-5 ROA 1994, A PORTION OF THE ANIMAL CONTROL ORDINANCE REGARDING FACILITIES AND CARE STANDARDS, TO DELETE SPATIAL REQUIREMENTS FOR CERTAIN ANIMAL PERMITS.

BE IT ORDAINED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF ALBUQUERQUE:

Section 1. Section 9-2-4-5 ROA 1994 is amended as follows:

“§ 9-2-4-5 FACILITIES AND CARE STANDARDS.

(A) Specific housing and other facility requirements will be established by Animal Services for different kinds of animals. The requirements will be made available, in writing without charge upon request.

(B) Animal housing facilities shall be structurally sound and constructed of nontoxic materials. Interior floors shall be of smooth, easily cleanable construction and impervious to water. The premises shall be kept clean, sanitary and in good repair in a manner which will protect animals from disease and injury.

(C) Animals maintained in pens, cages or runs for periods exceeding 24 hours shall be provided with adequate space to prevent overcrowding and to

maintain normal exercise according to species.

(D) Adequate weatherproof housing shall be provided in all permitted premises with proper ventilation and temperature, and sufficient lighting and shade provided by either natural or artificial means.

(E) Outside housing shall protect animals from weather that may be detrimental to the health of the animals.

(F) Provisions shall be made for the removal and proper disposal of animal and food waste, soiled bedding, dead animals and debris. Disposal facilities shall be operated in a manner which will minimize vermin infestation, odors and disease.

(G) Unneutered adult animals shall be segregated by sex, except where otherwise indicated for health, welfare or breeding purposes. This division (G) does not apply to hobby breeder, multiple animal and guard dog sites.

(H) Vicious, diseased or injured animals and animals that have bitten a person shall be individually caged when on the premises of a kennel, grooming parlor, pet shop or refuge.

(I) Animals shall be provided with clean, fresh, sufficient and wholesome food and water. Food and water containers shall be kept clean.

(J) Each animal shall be observed daily by the person in charge. Sick, diseased, injured, lame or blind animals shall be provided with appropriate veterinary care. The person in charge who suspects an animal of being rabid shall immediately notify the Mayor and segregate the animal.

(K) Refuges shall be required to have all their dogs and cats spayed or neutered. This requirement does not apply to the four dogs or cats allowed per household by this article.”

Section 2. SEVERABILITY CLAUSE. If any section, paragraph, sentence, clause, word or phrase of this ordinance is for any reason held to be invalid or unenforceable by any court of competent jurisdiction, such decision shall not affect the validity of the remaining provisions of this ordinance. The Council hereby declares that it would have passed this ordinance and each section,

paragraph, sentence, clause, word or phrase thereof irrespective of any provision being declared unconstitutional or otherwise invalid.

Section 3. COMPILATION. This ordinance shall be incorporated in and made part of the Revised Ordinances of Albuquerque, New Mexico, 1994.

Section 4. EFFECTIVE DATE. This ordinance shall take effect five days after publication by title and general summary.

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